

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

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AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
BY *[Signature]* DEPUTY

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IN RE: PHENYLPROPANOLAMINE (PPA)  
PRODUCTS LIABILITY LITIGATION :

MDL Docket No. 1407

Hon. Barbara Jacobs Rothstein

This document relates to all actions. :

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**STIPULATION AND ORDER**

IT IS HEREBY STIPULATED by and between the undersigned counsel that despite being cross-noticed in all actions pending in the MDL and other federal court cases regarding PPA, the testimony of Dr. Lewis Goldfrank, scheduled to be taken on April 16, 2003 (the "Goldfrank Deposition") will be adduced only as to Bayer Corporation and its related entities and not as to any other defendant either in MDL or other federal PPA cases. The testimony elicited at the Goldfrank Deposition shall not be admissible as to any defendant other than Bayer Corporation and its related entities. The admissibility of the testimony elicited at the Goldfrank Deposition as to Bayer Corporation and its related entities, if any, is not affected in any way by this stipulation. No counsel other than those representing Bayer Corporation and its related entities need attend the Goldfrank Deposition. This stipulation shall not be construed to affect cases pending in state courts.

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cc: counsel BTR

DATED this 15<sup>th</sup> day of April, 2003.

By: 

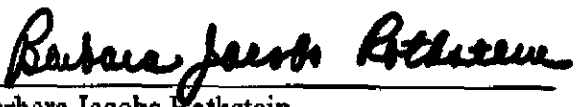
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Dated: April 15, 2003  
Seattle, Washington

SO ORDERED

  
Barbara Jacobs Rothstein  
United States District Judge